

Motion for Permission to Appeal In Forma Pauperis and Affidavit

United States Court of Appeals for the Eleventh Circuit

v.

Court of Appeals No.

District Court No. 2:06cv116-MEF

Instructions: Complete all questions in this application and then sign it. Do not leave any blanks: if the answer to a question is "0," "none," or "not applicable (N/A)," write in that response. If you need more space to answer a question or to explain your answer, attach a separate sheet of paper identified with your name, your case's docket number, and the question number.

Affidavit in Support of Motion

I swear or affirm under penalty of perjury that, because of my poverty, I cannot prepay the docket fees of my appeal or post a bond for them. I believe I am entitled to redress. I swear or affirm under penalty of perjury under United States laws that my answers on this form are true and correct. (28 U.S.C. § 1746; 18 U.S.C. § 1621.)

Date: 4-23-08

Signed: Enrique Alcaraz

My issues on appeal are:

1. For both you and your spouse, estimate the average amount of money received from each of the following sources during the past 12 months. Adjust any amount that was received weekly, biweekly, quarterly, semi-annually, or annually to show the monthly rate. Use gross amounts, that is, amounts before any deductions for taxes or otherwise.

| Income Source | Average monthly amount during the past 12 months | | Amount expected next month | |
|---|---|---------------|----------------------------|----------|
| | You | Spouse | You | Spouse |
| Employment | \$ <u>0</u> | \$ <u>N/A</u> | \$ _____ | \$ _____ |
| Self-employment | \$ <u>0</u> | \$ <u>N/A</u> | \$ _____ | \$ _____ |
| Income from real property (such as rental income) | \$ <u>950</u> <i>Rental from home in Mexico</i> | \$ <u>N/A</u> | \$ _____ | \$ _____ |
| Interests and dividends | \$ <u>0</u> | \$ <u>N/A</u> | \$ _____ | \$ _____ |
| Gifts | \$ <u>0</u> | \$ <u>N/A</u> | \$ _____ | \$ _____ |
| Alimony | \$ <u>0</u> | \$ <u>N/A</u> | \$ _____ | \$ _____ |
| Child support | \$ <u>0</u> | \$ <u>N/A</u> | \$ _____ | \$ _____ |
| Retirement (such as Social Security, pensions, annuities, insurance) | \$ <u>0</u> | \$ <u>N/A</u> | \$ _____ | \$ _____ |
| Disability (such as Social Security, insurance payments) | \$ <u>0</u> | \$ <u>N/A</u> | \$ _____ | \$ _____ |
| Unemployment payments | \$ <u>0</u> | \$ <u>N/A</u> | \$ _____ | \$ _____ |
| Public-assistance (such as welfare) | \$ <u>0</u> | \$ <u>N/A</u> | \$ _____ | \$ _____ |
| Other (specify): <u>NONE</u> | \$ <u>0</u> | \$ _____ | \$ _____ | \$ _____ |
| Total monthly income: | \$ <u>950</u> | \$ <u>N/A</u> | \$ _____ | \$ _____ |

2. List your employment history, most recent employer first. (Gross monthly pay is before taxes or other deductions.)

| Employer | Address | Dates of Employment | Gross Monthly Pay |
|----------|---------|---------------------|-------------------|
| NONE | N/A | N/A | N/A |
| | | | |
| | | | |

3. List your spouse's employment history, most recent employer first. (Gross monthly pay is before taxes or other deductions.)

| Employer | Address | Dates of Employment | Gross Monthly Pay |
|----------|---------|---------------------|-------------------|
| NONE | N/A | | |
| | | | |
| | | | |

* 4. How much cash do you and your spouse have? \$ _____

Below, state any money you or your spouse have in bank accounts or in any other financial institution.

| Financial Institution | Type of Account | Amount you have | Amount your spouse has |
|-----------------------|-----------------|-----------------|------------------------|
| NONE | N/A | \$ N/A | \$ N/A |
| | | \$ | \$ |
| | | \$ | \$ |

If you are a prisoner seeking to appeal a judgment in a civil action or proceeding, you must attach a statement certified by the appropriate institutional officer showing all receipts, expenditures, and balances during the last six months in your institutional accounts. If you have multiple accounts, perhaps because you have been in multiple institutions, attach one certified statement of each account.

5. List the assets, and their values, which you own or your spouse owns. Do not list clothing and ordinary household furnishings.

| | | |
|---|---|---|
| * Home (Value) (mexico) N/A 150,000 | Other Real Estate (Value) N/A | Motor Vehicle #1 (Value) * Make & Year: _____ Model: _____ Registration #: _____ |
| Other Assets (Value) _____ _____ _____ | Other Assets (Value) _____ _____ _____ | Motor Vehicle #2 (Value) Make & Year: _____ Model: _____ Registration #: _____ |

6. State every person, business, or organization owing you or your spouse money, and the amount owed.

| Person owing you or your spouse money | Amount owed to you | Amount owed to your spouse |
|---------------------------------------|--------------------|----------------------------|
| N/A | N/A | N/A |
| | | |
| | | |

7. State the persons who rely on you or your spouse for support.

| Name | Relationship | Age |
|-----------------|--------------|-----|
| Enrique Alcaraz | self | 52 |
| | | |
| | | |

8. Estimate the average monthly expenses of you and your family. Show separately the amounts paid by your spouse. Adjust any payments that are made weekly, biweekly, quarterly, semiannually, or annually to show the monthly rate.

| | You | Your Spouse |
|---|---------------------------|---------------|
| For home-mortgage payment (include lot rented for mobile home) | \$ None | \$ N/A |
| Are real-estate taxes included? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | \$ None | \$ N/A |
| Is property insurance included? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | \$ None | \$ N/A |
| Utilities (electricity, heating fuel, water, sewer, and telephone) | * \$ 200 ⁻ | \$ N/A |
| Home maintenance (repairs and upkeep) | \$ N/A | \$ N/A |
| Food | \$ 100 ⁻ | \$ N/A |
| Clothing | \$ 0 | \$ N/A |
| Laundry and dry-cleaning | \$ 0 | \$ N/A |
| Medical and dental expenses | \$ 0 | \$ N/A |
| Transportation (not including motor vehicle payments) | \$ 30 ⁻ | \$ N/A |
| Recreation, entertainment, newspapers, magazines, etc. | \$ N/A | \$ N/A |
| Insurance (not deducted from wages or included in mortgage payments) | \$ None | \$ N/A |
| Homeowner's or renter's | \$ None | \$ N/A |
| Life | \$ None | \$ N/A |
| Health | \$ None | \$ N/A |
| Motor Vehicle | \$ None | \$ N/A |
| Other: | \$ 0 | \$ 0 |
| Taxes (not deducted from wages or included in mortgage payments) (specify): | \$ None | \$ N/A |
| Installment payments | \$ | \$ |
| Motor Vehicle | \$ None | \$ N/A |
| Credit card (name): | \$ None | \$ N/A |
| Department store (name): | \$ None | \$ N/A |
| Other: | \$ - | \$ - |
| Alimony, maintenance, and support paid to others | \$ None | \$ N/A |
| Regular expenses for operation of business, profession, or farm (attach detailed statement) | \$ None | \$ N/A |
| Other (specify): | \$ None | \$ N/A |
| Total monthly expenses | \$ 330⁻ | \$ N/A |

9. Do you expect any major changes to your monthly income or expenses or in your assets or liabilities during the next 12 months?

☐ Yes ☒ No If yes, describe on an attached sheet.

10. Have you paid – or will you be paying – an attorney any money for services in connection with this case, including the completion of this form?

☒ Yes ☐ No

If yes, how much: \$

50% off case.

If yes, state the attorney's name, address, and telephone number:

Bruce Maddox PH# 334-244-7333
6728 Taylor Court.
Montgomery Alabama 36117

11. Have you paid – or will you be paying – anyone other than an attorney (such as a paralegal or a typist) any money for services in connection with this case, including the completion of this form?

☐ Yes ☒ No

If yes, how much? \$

If yes, state the person's name, address, and telephone number:

12. Provide any other information that will help explain why you cannot pay the docket fees for your appeal.

I donot have the income to pay for these fees.

13. State the address of your legal residence.

Enrique Alcaraz
Articulo 27 #261 Fract Soler Tijuana, Baja Ca.

Your daytime phone number: (714) 619-1070 Esther sister.

Your age: 52 Your years of schooling: 6th grade

*Your Social Security number:

Enrique Alcaraz
Articulo 27
261 Frac. Soler
Tijuana Baja Ca.